



Incoming
c/007/0012
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June 24, 2010

Ms. Angela Nance
State of Utah, Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84116

**RE: Nevada Electric Investment Company (NEICO)
Wellington Preparation Plant – Revised Reclamation Bond**

Dear Ms. Nance,

In accordance with your e-mail to me on June 23, 2010, enclosed please find a signed "Affidavit of Qualification-Permittee" and "Exhibit D" for the Nevada Electric Investment Company's (NEICO), Wellington Preparation Plant (Permit No. ACT/007/012).

This submittal is to further document the policy transfer from *Bond Safeguard Insurance Company* (Bond #) to *Fidelity and Deposit Company of Maryland* (Bond #) which was filed with your office in a letter dated June 15, 2010.

If you have any questions, please contact me directly at 702-402-5767.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tony D. Garcia".

Tony D. Garcia, C.E.M.
Manager, Environmental Services
Nevada Power Company d/b/a NV Energy

cc: NEICO File
A. Vo – NV Energy

RECEIVED
JUN 28 2010
DIV. OF OIL, GAS & MINING

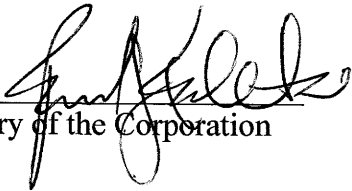
Bond Number:

**AFFIDAVIT OF QUALIFICATION
PERMITTEE
--ooOOoo--**

I, Roberto R. Denis, being first duly sworn under oath, deposes and says that he/she is the (officer or agent) President of Nevada Electric Investment Company (NEICO); and that he/she is duly authorized to execute and deliver the foregoing obligations; and that said PERMITTEE is authorized to execute the same and has complied in all respects with the laws of Utah in reference to commitments, undertakings and obligations herein.



(Signed)
Roberto R. Denis
President - NEICO

Attest: 
Secretary of the Corporation

STATE OF NEVADA)

COUNTY OF CLARK)

ss:

Subscribed and sworn to before me this 24th day of JUNE, 2010.


Notary Public

My Commission Expires:

Oct 15, 2013.

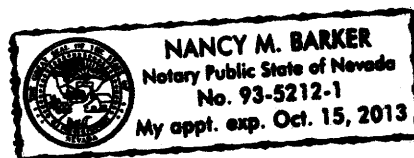


EXHIBIT "D"

Stipulation to Revise Reclamation Agreement (Non-Federal)

Permit Number: C/007/0012

Effective Date: 06/10/2010

Bond Number.

COAL

STIPULATION TO REVISE RECLAMATION AGREEMENT

--ooOOoo--

This **STIPULATION TO REVISE RECLAMATION AGREEMENT** entered into by and between the **PERMITTEE** and **DIVISION** incorporates the following revisions or changes to the **RECLAMATION AGREEMENT**: (Identify and Describe Revisions below)

Transfer of surety bond from Bond Safeguard Insurance Company to Fidelity and Deposit Company of Maryland.

In accordance with this **STIPULATION TO REVISE RECLAMATION AGREEMENT**, the following Exhibits have been replaced by the **PERMITTEE** and are approved by the **DIVISION**.

- ☐ Replace the Reclamation agreement in its entirety.
- ☐ Replace Exhibit "A"- permit area.
- ☒ Replace Exhibit "B"- bonding agreement
- ☐ Replace Exhibit "C"- liability insurance

The bonding amount is revised from \$ _____ to \$ _____.

The bonding type is changed from _____ to _____.

The surface disturbance is revised from _____ acres to _____ acres.

The expiration date is revised from _____ to _____.

The liability insurance carrier is changed from Bond Safeguard Insurance Company to Federal and Deposit Company of Maryland.

The amount of insurance coverage for bodily injury and property damage is changed

Exhibit "D"
Stipulation to Revise
Reclamation Agreement
Non-Federal

from \$_____ to \$_____.

IN WITNESS WHEREOF, NEICO the **PERMITTEE** has hereunto set its
signature and seal this 10th day of June, 2010.

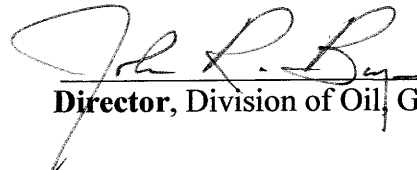
Nevada Electric Investment Company
(NEICO)

PERMITTEE

By: 

Title: President

ACCEPTED BY THE STATE OF UTAH this 6th day of July, 2010.


Director, Division of Oil, Gas and Mining

NOTE: An **Affidavit of Qualification** must be completed and attached to this form for each authorized agent or officer. Where one signs by virtue of Power of Attorney for a company, such Power of Attorney must be filed with this Agreement. If the **PERMITTEE** is a corporation, the Agreement shall be executed by its duly authorized officer.

Garcia, Tony

From: Angela Nance [angelanance@utah.gov]
Sent: Wednesday, June 23, 2010 12:39 PM
To: Garcia, Tony
Subject: Wellington Bond
Attachments: exhibit_Dfrm.doc; PermitteeAFFIDAVIT OF QUALIFICATION.doc

Hi Tony,

I received the new Surety Bond for the Wellington Preparation Plant - which changes the bond from Bond Safeguard Insurance Company to Fidelity and Deposit Company of Maryland. I will begin to process this change and prepare a release letter for Bond Safeguard Insurance Company. Should this letter be addressed to you or to the bond company? If the bond company - do you have the contact information?

Lastly, in order for us to complete the change - we need to have the attached forms signed and returned. The first form is an Exhibit 'D' - Stipulation to Revise Reclamation Agreement (just noting the change in surety company) and an Affidavit of Qualification for the Permittee.

If you have any questions - please feel free to contact me.

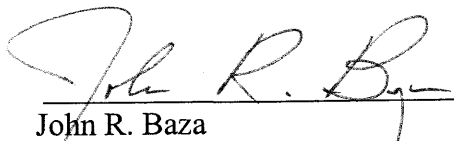
Thank you,

Angela Nance
Business Analyst
angelanance@utah.gov

Bond Number

AFFIDAVIT OF QUALIFICATION
DIRECTOR
--ooOOoo--

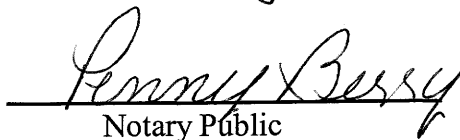
John R. Baza, being first duly sworn under oath, deposes and says that he is the Director for the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah; and that he is duly authorized to execute and deliver the foregoing obligations; and that said Director is authorized to execute the same by authority of laws on behalf of the State of Utah.



John R. Baza
Director, Division of Oil, Gas and Mining

STATE OF Utah)
COUNTY OF Salt Lake) ss:

Subscribed and sworn to before me this 6 day of July 2010.


Notary Public

My Commission Expires:

1/11, 2011.

